

REMARKS

Claims 3-28 and 32-49 are pending in this application. By this Amendment, claims 3-28, 32-34, 43 and 44 are amended and claims 1, 2 and 29-31 are canceled.

The Office Action rejects claims 1 and 29 on the grounds of non-statutory obviousness-type double patenting as being allegedly unpatentable over claims 1, 20, 29, 37, 39 and 50 of commonly assigned U.S. Patent No. 7,035,593 B2. In reply, a Terminal Disclaimer is submitted herewith together with the applicable fee.

The Office Action indicates that claim 49 is allowable and that claims 3-28, 32 and 34-48 are objected to but would be allowable if rewritten in independent form. Accordingly, claims 3, 17, 18, 34, 43 and 44 are rewritten as independent claims.

Applicant reserves the right to pursue subject matter of any of the claims that were rejected in the outstanding Office Action by way of a continuation application.

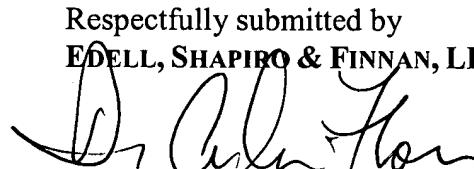
Based upon the foregoing, it is therefore respectfully submitted that the present application is in condition for allowance.

Enclosed herewith is check in the amount of \$65.00 to cover the Terminal Disclaimer fee as well as \$400 to cover the 4 additional independent claims.

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